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JAMES C. SIMMONS

Name

Signature

James C. Simmons

August 5, 2004

Date of signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Kirby

Serial no: 10/788,882

Filed: February 27, 2004

For: IMPROVED SOUND QUALITY BOX CALL

Art Unit: 3712

COMPLETION OF FILING REQUIREMENTS

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice mailed June 16, 2004, to File Missing Parts of Nonprovisional Application, enclosed are:

1. Declaration
2. Check for \$450 for the filing fee (\$385) and surcharge (\$65) at the small entity rate. Applicant claims small entity status. There are no excess claims.
3. Copy of the Notice.
4. Preliminary Amendment

Respectfully submitted,

James C. Simmons

James C. Simmons

Reg. no. 28,474

Enclosures

The Law Office of James C. Simmons
11 Falmouth Lane, Williamsville, NY 14221
Phone 716-632-7702



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/788,882	02/27/2004	Richard C. Kirby	

THE LAW OFFICE OF
 JAMES C. SIMMONS
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 Williamsville, NY 14221



CONFIRMATION NO. 4575
FORMALITIES LETTER



OC000000012956273

Date Mailed: 06/16/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 08/10/2004 DTESEM1 00000039 10788882
 01 FC:2001 385.00 0P
 02 FC:2051 65.00 0P
 Commissioner for Patents
 P.O. Box 1450
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Ahuad *A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE